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12 TRISHA WILKUS, et al.
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14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA
16

17 IN RE: 23ANDME, INC. CUSTOMER
18 DATA SECURITY BREACH LITIGATION

19 This Document Related to: ALL ACTIONS

20 CASE NO.: 3:24-md-03098-EMC

21 Assigned to the
22 Honorable Edward M. Chen

23
24 **REQUEST FOR JUDICIAL NOTICE IN
25 SUPPORT OF MOTION TO INTERVENE
26 AND OBJECTION TO FINAL
27 APPROVAL OF SETTLEMENT AND
28 PRELIMINARY INJUNCTION**

29 Movants Trisha Wilkus, et al hereby request, pursuant to Rule 201 of the Federal Rules of
30 Evidence, that the Court take judicial notice of the following items in connection with Movants
31 Motion to Intervene and Objection to Final Approval of Settlement and Preliminary Injunction:.

32 1. Exhibit A: Complaint, *Wilkus v. 23andMe, Inc.*, Case No. 24CV429673, Superior
33 Court of California- Santa Clara County
34 2. Exhibit B: Complaint, *John Diaz v. 23andMe, Inc.*, Case No. 24CV448217, Superior
35 Court of California- Santa Clara County
36 3. Exhibit C: Complaint, *Cantu v. 23andMe, Inc.*, Case No. 24CV448825, Superior
37 Court of California- Santa Clara County

4. Exhibit D: Complaint, *Powell v. 23andMe, Inc.*, Case No. 24CV448695, Superior Court of California- Santa Clara County
5. Exhibit E: Complaint, *Shaw v. 23andMe, Inc.*, Case No. 24CV449936, Superior Court of California- Santa Clara County

5 Facts subject to judicial notice include those that “can be accurately and readily determined
6 from sources whose accuracy cannot reasonably be questioned.” Fed. R. Evid. 201(b)(2). The Court
7 “must take judicial notice if a party requests it and the court is supplied with the necessary
8 information.” Fed. R. Evid. 201(c)(2). Courts regularly take judicial notice of “undisputed matters
9 of public record, including documents on file in federal or state courts.” *Harris v. Cty. Of Orange*,
10 682 F.3d 1126, 1131-32 (9th Cir. 2012) (internal citations omitted); *Lee v. City of Los Angeles*, 250
11 F.3d 668, 688-89 (9th Cir. 2001); *Sosinsky v. Grant* 6 Cal. App. 4th 1548, 1561-1562 (1992).
12 Exhibits 1 through 5 are complaints filed in the Superior Court of California- Santa Clara County.

13 The above items meet the requirements of Rule 201(b)(2) of the Federal Rules of Evidence,
14 and therefore, the Court must take judicial notice of them pursuant to Rule 201(c)(2) of the Federal
15 Rules of Evidence.

Dated: November 12, 2024

By: /s/ Barry M. Walker
Attorneys for Movants